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James E. Bradley
BRACEWELL & GIULIANI
P.O. Box 61389
Houston, TX 77208-1389

In re Application of :
HAUG, Rune :
U.S. Application No.: 10/551,850 :
PCT No.: PCT/NO2004/000095 :
Int. Filing Date: 01 April 2004 :
Priority Date: 02 April 2003 :
Docket No.: 037960.002 :
For: DEVICE FOR DISTRIBUTING FISH :
FEED :

DECISION

This decision is in response to applicants' request for a corrected filing receipt filed on 08 May 2007 and again on 07 November 2008 which is hereby **DISMISSED** as follows:

Applicants request that the "Filing Date" for the subject application be amended to 03 October 2005. Applicants entered the national stage on 03 October 2005. However, applicants did not provide an executed declaration at this time. Applicants filed an executed declaration in compliance with 37 CFR 1.497(a) and (b) on 27 November 2006.

Section 1893.03(b) of the MPEP explains that the filing date of the international stage application is also the filing date for the national stage application and states, in part:

The "Application Filing Date" field . . . was changed to "Filing or 371 (c) Date" to clearly indicate that for international applications that enter the national stage under 35 U.S.C. 371, the information displayed in this field is the date of receipt of the 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) requirements. Applicants are quite often confused as to the true filing date and will ask for corrected filing receipts thinking that the information thereon is wrong. This explanation should offer some clarity. For most legal purposes, the filing date is the PCT international filing date . . .

As such, the "Filing or 371(c) Date" of "11/27/2006" recorded on the filing receipt mailed 19 March 2007 is correct. See 35 U.S.C. 371(c)(4). A corrected filing receipt is not warranted.

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The application will be forwarded to Technology Center 3643 for further processing.


James Thomson

Attorney Advisor

Office of PCT Legal Administration

Tel.: (571) 272-3302